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## DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled FLIRER OPTIC LASER TRANSMITTER WITH REDUCED NEAR END REFLECTIONS, the specification of which

(check one) XX is attached hereto.

— was filed on \_\_\_\_\_ as  
Application Serial No. \_\_\_\_\_  
and was amended on \_\_\_\_\_  
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

## Prior Foreign Application(s)

## Priority Claimed

(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

(Number)	(Country)	(Day/Month/Year Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulation, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

(Application Serial No.)	(Filing Date)	(Status)
		(patented, pending, abandoned)

(Application Serial No.)	(Filing Date)	(Status)
		patented, pending, abandoned

Direct all telephone calls to Gary S. Williams at (650) 493-4935.

Address all correspondence to:

PENNIE & EDMONDS LLP  
3300 Hillview Avenue  
Palo Alto, California 94304

File No. 9775-0031-999

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or  
first inventor: LEWIS B. ARONSON  
Inventor's signature: Len B. Aronson  
Date: 3/7/00  
Residence: LOS ALTOS, CALIFORNIA  
Citizenship: U.S.A.  
Post Office Address: 794 MANOR WAY  
LOS ALTOS, CALIFORNIA 94024

Full name of  
second inventor: DANIEL S. KANE  
Inventor's signature: Daniel S. Kane  
Date: 3/7/00  
Residence: SAN FRANCISCO, CALIFORNIA  
Citizenship: U.S.A.  
Post Office Address: 695 GREENWICH STREET #1  
SAN FRANCISCO, CALIFORNIA 94133

Applicant or Patentee: Lewis B. Aronson Attorneys Docket No.: 9775-0  
 Serial or Patent No.: \_\_\_\_\_  
 Filed or Issued: \_\_\_\_\_  
 For: FIBER OPTIC LASER TRANSMITTER WITH REDUCED NEAR END REFLECTIONS

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
 STATUS (37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN

I hereby declare that I am

the owner of the small business concern identified below:  
 an official of the small business concern empowered to act on behalf of the concern identified below

NAME OF CONCERN: FINISAR CORPORATION

ADDRESS OF CONCERN: 1308 MOFFETT PARK DRIVE, SUNNYVALE, CA 94089-1121

I hereby declare that the above identified small business concern qualifies as a small business concern under 37 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the count of persons employed on a full-time, part-time or temporary basis during each of the pay periods of the year; and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled FIBER OPTIC LASER TRANSMITTER WITH REDUCED NEAR END REFLECTIONS by inventor(s) Lewis B. Aronson and Daniel S. Koenig

the specification filed herewith  
 application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
 patent no. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual or organization having rights to the invention is listed below\* and no rights to the invention are held by any other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). \*NOTE: Separate verified statements are required from each named person or organization having rights to the invention averring to their status as small entities. (37 CFR 1.9)

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

Individual  Small Business Concern  Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status of my entitlement to small entity status prior to paying, or at the time of paying, the earliest of the following: (1) maintenance fee due after the date on which status as a small entity is no longer appropriate. I further declare that all statements made herein of my own knowledge are true and that all statements of fact, information and belief are believed to be true; and further that these statements were made with the intent to make willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, and that such willful false statements may jeopardize the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING

Jerry Paul Jerry Koenig

TITLE IN ORGANIZATION

Chief Executive Officer

ADDRESS OF PERSON SIGNING

1308 Moffett Park Drive, Sunnyvale, CA 94089-1121

SIGNATURE Jerry Paul

DATE March 7, 2000



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\*\*\* ACTIVITY REPORT \*\*\*  
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5091	AUTO RX	G3 703 685 0573		09/11 11:11
5092	AUTO RX	ECM		09/13 12:11
5093	MEMORY RX	ECM 6123393061	SCHWEGMAN, LUNDBE	09/14 11:11
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